

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 076333/0108

In re patent application of

Joel S. Greenberger

Filed: August 6, 1997

Serial No.: 08/907,041

Title: PROTECTION FROM IONIZING IRRADIATION OR CHEMOTHERAPEUTIC
DRUG DAMAGE BY *IN VIVO* GENE THERAPY

SEP 1999

Group Art Unit: 1633

Examiner: S. Chen

RECEIVED

SEP 22 1999

TECH CENTER 1600/2900

REQUEST FOR RECONSIDERATION
UNDER 37 C.F.R. § 1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed March 17, 1999, the period for response to which has been extended to September 17, 1999, by a petition for a three month extension of time and the accompanying fee, please consider the following response:

REMARKS

INTRODUCTION

Receipt of the Office Action mailed March 17, 1999 is acknowledged. Claims 1-31 have not been amended.

Claims 1-31 are pending in this application.

THE OFFICE ACTION

Objection to the Declaration

The Examiner objects to the Declaration because it states the filing date as "10-15-95". A re-executed Declaration is enclosed which states the correct filing date and continuation benefits under 35 U.S.C. § 120.